

Attorney's Docket No.: 10274-003003

OFFICIAL COMMUNICATION FACSIMILE:**OFFICIAL FAX NO: (703) 872-9306****RECEIVED
CENTRAL FAX CENTER****MAR 21 2005**

Number of pages including this page 2

Applicant : Lobb *et al.*
Serial No. : 09/251,073
Filed : February 16, 1999Art Unit : 1644
Examiner : P. Gambel


Title : TREATMENT FOR ASTHMA

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a Waiver of Oral Hearing, faxed this 21st day of March, 2005, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: March 21, 2005


Rolando Medina, Ph.D., J.D.-
Reg. No. 54,756Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Fax: (617) 542-8906

21051447.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at (617) 542-5070 to arrange for its return. Thank you.

BEST AVAILABLE COPY

10274-003003

RJS
RJM

United States Patent and Trademark Office

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

FISH & RICHARDSON PC
225 FRANKLIN ST
BOSTON, MA 02110

Appeal No: 2005-0415
Appellant: ROY R. LOBB et al.
Application No: 09/251,073
Hearing Room: B
Hearing Docket: A
Hearing Date: Thursday, May 05, 2005
Hearing Time: 01:00 PM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

RECEIVED
CENTRAL FAX CENTER

MAR 21 2005

Docketed By Practice Systems

Worm/Wave Hearing - 3-24-05
Attend Hearing - 5-5-05

Initials: LOK

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact Dianne E. Maggard, Paralegal Specialist at 571-272-4634.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0300

USPTO Central Fax No: (703) 872-9306

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

RECEIVED

MAR 07 2005

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: () HEARING ATTENDANCE CONFIRMED (X) HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant
Rajal W...

21 March 2005
Date

54,756
Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/web/offices/dcom/bpai/docs/contracts/contract_info.htm

MAILED

MAR - 3 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Docketed By Billing Secretary

Due Date:

Deadline: *BAC*

BEST AVAILABLE COPY